IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH

AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE SIXTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

HON'BLE SRI DEVINDER GUPTA, THE CHIEF JUSTICE

and

HON'BLE SRI JUSTICE M.NARAYANA REDDY

WRIT PETITION No.4892 of 1997

Between:

V. Gouri Sankara Rao

S/o. Mallaiah
R/o. House No. 9-136,

Beside Saibaba Temple,

Dilsukhnagar, Hyderabad-500 036.

..... PETITIONER

AND

1. The State of Andhra Pradesh

rep. by its Chief Secretary to

Government,
Secretariat, Hyderabad.

2. The State of Andhra Pradesh rep. by its Secretary to

Government, Food, Civil Supplies & Consumer Affairs

Department, Secretariat, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order or direction, more in the nature of Writ of Mandamus, directing the respondents, to declare the Hon'ble President of the State Consumer Disputes Redressal Commission, A.P., as Head of the Department and pass such other order and further orders.

Counsel for the Petitioner : Sri K.Ashok Reddy (Not Present)

Counsel for the Respondents : Govt. Pleader for Civil Supplies

The Court made the following :

ORDER: (Per Hon’ble the Chief Justice)

None appears for the petitioner. Petition is purported to have been filed in public interest seeking direction to respondents to declare the President of the State Consumer Disputes Redressal Commission, Andhra Pradesh, as Head of the Department. Such decision has to be taken by respondents considering the administrative exigencies. No writ will lie to respondents to act in a particular manner as to who should be declared as Head of the Department. Detailed counter-affidavit has been filed by respondents questioning the *locus standi* of the petitioner to file this writ petition. It is stated that as and when proposals are received by the Government, the same had been taken care of within the parameters laid down in the Consumer Protection Act, 1986. We do not find that the prayer in writ petition can be allowed.

Writ Petition is therefore dismissed.

_____

DEVINDER GUPTA, C.J.

_____

M.NARAYANA REDDY, J

06-12-2004

bsc

To

1. The Chief Secretary to Government,

State of Andhra Pradesh

Secretariat, Hyderabad.

2. The Secretary to Government, Food, Civil Supplies &

Consumer Affairs Department,

State of Andhra Pradesh, Secretariat, Hyderabad.

3. 2CCs to Govt. Pleader for Civil Supplies, High Court buildings,

Hyderabad, (OUT).

4. 2 CD copies

*Form-NIC-OGS/WP{**KMR**}*